



Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, April 16, 2019 at 9:00 A.M.

The Clay County Board of Supervisors met April 16, 2019 as per public notice given in the Clay County News on April 10, 2019 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Chairman Fintel presided with roll call showing the following present: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Minutes of the meeting held March 26, 2019 were mailed to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Ivan Fintel stated that the open meeting law poster is posted on the west wall in the back of the room.

There was no Public Input.

Motion by Pavelka and seconded by Johnson to approve the minutes of the meeting held March 26, 2019, as mailed. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

Thomas Roemmich II, Highway Superintendent reported that there are still seven culverts to replace; most of the rock and dirt work is done; pictures and documentation have been sent in for FEMA. Our area has not received a disaster declaration yet nor has any funding been approved at this time. The Board was updated on culvert/bridge work.

The Road work report was presented. Motion by Shaw and seconded by Bitterman to approve the Highway Superintendent's road work report for the month of March 2019. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried.

Speed limits on the MARC road were discussed. Tom explained that the speed limit is determined by the width of the lanes as well as width of the shoulders. After discussing the process of trying to increase the speed limit on a portion of the road, it was decided to leave it as it is.

The Notice to Proceed and the contracts for the bridges were received from Olsson for the chairman's signature. Motion by Johnson and seconded by Schmidt to authorize the chairman to sign the Notice to Proceed and the contract with Reece Construction Co. Inc. for Clay County Bridge Project #C-18 (178), and Project #C-18 (294). On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried.

An agreement was received from the State of Nebraska Department of Roads for Project Number: STATE MAINTENANCE. The project consists of 9.5 miles of asphalt milling on Nebraska Hwy 74. The State asks the County to provide a Registered Land Surveyor to tie out land monuments prior to the construction and tie and remonument after construction. The agreement states that the State will reimburse the County for actual costs.

Motion by Bitterman and seconded by Shaw to authorize the chairman to sign the Agreement between Clay County Nebraska and the State of Nebraska, Department of



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Roads to tie out land monuments as necessary for Project No. STATE MAINTENANCE and receive reimbursement for those costs. On roll call, yea: Shaw, Bitterman, Pavelka, Schmidt, Johnson and Fintel; absent: Samuelson. Motion carried.

Tom discussed purchasing another truck and belly dump trailer. He believes he could keep three trucks busy. Motion by Johnson and seconded by Shaw to advertise for a used semi tractor and belly dump trailer; bids to be opened May 14, 2019 at 9:15 A.M. On roll call, yea: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Motion carried.

Tom reported that he has a computer that will need to be replaced and one that will need to be upgraded to Windows 10.

Mike Irons, Veterans Service Officer discussed the need to replace his computer and monitor. Mike discussed beginning/expanding programs for community outreach to the areas verterans. The Veterans Service Committee will be meeting regularly and Mike will keep the Board informed of any progress.

Two names were presented for appointment consideration for the Clay County Veteran's Service Committee. Michael Dennis will replace Chris Sterns representing the Sutton area. Vally Jo McDonald would like to work with the outreach program.

Motion by Shaw and seconded by Pavelka to appoint Vally Jo McDonald and Michael Dennis to the Veterans Service Committee for 3 year terms beginning April 15, 2019. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

Michael Sindelar and Brandy VanDeWalle introduced themselves to the new Board members and explained three of the key impact programs for 2018 (4-H Youth Development; shooting sports and Farmers & Ranchers Cow/Calf College). Brandy also presented information on seven critical needs as defined by Nebraska Extension and the leaders that are working to address those needs. The seven are: Community Environment, Food, Nutrition & Health, Crops & Water, The Learning Child, Community Vitality, Beef Systems and 4-H Youth Development. Brandy also touched on resources for those impacted by the recent flooding in Nebraska.

Ted Griess, County Attorney reported that the Assessor had inventoried the contents in the Service Building and there is very little if anything that needs to be retained. There may be some records that will need to be microfilmed that are kept in the attic of the courthouse. Someone from the retention division of the Secretary of State's office will come to look at those records.

Ted told the Board that Pam Bourne would be available via phone for the executive session. Motion by Schmidt and seconded by Bitterman to enter into executive session at 10:12 A.M. for an update on pending litigation. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried.

Chairman Fintel went into the main hall and announced the board was going into executive session.



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Motion by Schmidt and seconded by Johnson to go out of executive session and resume regular session at 10:55 A.M. On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried.

Thomas Roemmich II informed the Board that there would be an invoice submitted for an annual fee Page My Cell. Re-appointments are needed for the 9-1-1 committee for those whose term expired December 31, 2018.

Motion by Bitterman and seconded by Pavelka to re-appoint Mike Overturf, Brad Brennforder, Thomas Roemmich II, Sandra Nejezchleb and Tracey Landenburger to the 9-1-1 committee for 2 year terms beginning January 1, 2019. On roll call, yea: Shaw, Bitterman, Pavelka, Schmidt, Johnson and Fintel; absent: Samuelson. Motion carried.

Tom told the Board that Dustin Friesen was working on the paperwork for 9-1-1 that was due on April 15th; they have been granted a grace period of one week to get it in. Tom and several members of the 9-1-1 and LEPC committee discussed radio communications for the 9-1-1 console at the Sheriff's office. The consensus of those present is that they would like to stick with Motorola equipment since they have that brand plus surrounding counties have the same equipment so each county could help the other out in case of an emergency.

Motion by Johnson and seconded by Schmidt to move forward with the Motorola Zetron system; pending information from auditors, funding sources and vendors. On roll call, yea: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Motion carried.

Mark Bailey reported on the LEPC and some things that need to be taken care of. He has stepped in to make sure deadlines will be met for member re-certification and updates for the LEOP manual.

Weather concerns, the need for updated information on the state database and updated identification badges were also discussed. There are people within the first responder communities that have stepped in to fill roles as needed. The Board expressed their appreciation to those present (and all) who have stepped in to handle things due to the absence of a county Emergency Manager. It was acknowledged that there are very talented and capable people in the county that can and have helped in various ways.

Sharon Hueftle, Executive Director South Central Economic Development District presented an annual update. A power point describing the district, their mission and vision, operating income and projects was presented. A newsletter highlighting projects in the 13 county district was also handed out. Information was presented about the services available to communities and businesses. Jeff Hofacker the Sutton City Administrator spoke of collaborations with the district and expressed gratitude that these services were available. Barb Barnett, who represents the Board of Supervisors on the SCEDD Board and is the current chairperson also reminded the Board of the value the county gets from paying dues.

Barb Barnett, Safety Committee Chair presented an update of the Safety committee activities. Terry Baxter from NIRMA will visit the county again to give ideas for safety and funding options. The Safety Committee will keep the Board informed.

Brenda Hansen, County Assessor discussed on-site GIS training for her staff. They have invited another county to send employees to the training as well. The agreement for the training was presented. Motion by Johnson and seconded by Bitterman to authorize the



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chairman to sign the agreement with gWorks for on-site GIS training for the Assessor's staff. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

Brenda Hansen also explained the quote that was received for the new server. Motion by Shaw and seconded by Bitterman to authorize the chairman to sign the quote from Connecting Point to replace the server in the courthouse. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried.

The Fee Reports were distributed. Motion by Schmidt and seconded by Johnson to approve the fee reports for the following county officials for the month of March 2019: County Clerk \$6,589.85; County Court \$8,859.86; Clerk of District Court \$25,514.85; Sheriff's fees \$2,358.80 and County Treasurer receipts numbered 19030001 through 19030085 in the amount of \$575,549.32. On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried.

The EM committee has formulated an ad for the EM position. Applications/resumes will be forwarded to the committee for review and then the committee will report to the full Board. Motion by Schmidt and seconded by Pavelka to advertise for the Emergency Management position; applications due by June 3, 2019. On roll call, yea: Shaw, Bitterman, Pavelka, Schmidt, Johnson and Fintel; absent: Samuelson. Motion carried.

Olsson's will be contacted to see if someone can come to visit with the Board before advertising for bids for sidewalk and parking lot replacement.

The board discussed rates for natural gas from the different suppliers. Motion by Bitterman and seconded by Johnson to go with CenterPoint Energy for one year with the fixed rate of \$.399 per therm. On roll call, yea: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Motion carried.

Motion by Pavelka and seconded by Johnson to adjourn this meeting at 12:35 P.M.; next regular meeting scheduled for April 23, 2019. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

Deb Karnatz, County Clerk

Ivan Fintel, Chairman